

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BENNETT HASELTON, et al.,

Plaintiff(s),

v.

JUMP-LINE, BLUE ZAPP, INC., et al.,

Defendant(s).

NO. C06-256P

MINUTE ORDER

The following minute order is made by the direction of the court, the Honorable Marsha J. Pechman:

The Court has received and reviewed Plaintiffs' Motion and Declaration for Order of Default and Default Judgment. A default order (Dkt. No. 16) has already been entered in this matter.

Based on the evidence provided by Plaintiffs, the Court is not prepared to enter a Default Judgment, nor award attorney's fees, in the amounts requested. The proposed Default Judgment asks for damages based on allegations of numbers of "spam" e-mails received by Plaintiffs – the quantity of "spams" alleged is neither reflected in the Complaint nor supported by any corroborative evidence. Similarly, Plaintiff requests \$1,500 in attorney fees with no affidavit by Plaintiff's counsel supporting fees in this amount.

Plaintiffs may re-submit their motion for default judgment with proper factual corroboration and sworn affidavits in support of both their damages and attorney's fees requests.

MINUTE ORDER

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Filed this 14th day of August, 2006.

BRUCE RIFKIN, Clerk

By /s Mary Duett
Deputy Clerk

MINUTE ORDER